

# Order

Michigan Supreme Court  
Lansing, Michigan

March 23, 2007

Clifford W. Taylor,  
Chief Justice

129247-8

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

RANEE LEE RAAB and RICHARD RAAB,  
Plaintiffs-Appellees,

v

SC: 129247-8  
COA: 254222, 256269  
Montcalm CC: 02-001379-NH

ROBERT F. JOYCE, D.O.,  
Defendant-Appellant.

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On order of the Chief Justice, a stipulation signed by counsel for the parties agreeing to the dismissal of this application for leave to appeal is considered, and the application for leave to appeal is DISMISSED with prejudice and without costs.

MARKMAN, J., concurs and states as follows:

The application for leave to appeal in this case was filed more than 18 months ago and oral argument on whether to grant the application was scheduled more than three months ago. This Court now dismisses the appeal on the basis of a stipulation between the parties. I join in this dismissal because parties should be encouraged to resolve their disputes. Nonetheless, it must be noted that this Court has committed substantial public resources in preparing for oral argument. The offices of the seven justices, the Clerk, the Commissioner, and the reporter have all been actively engaged in this preparation. Moreover, to the extent that we have committed resources to this case, our ability to commit resources to other cases has obviously been diminished. For these reasons, I would modify our court rules to clarify that the Court may impose costs equally upon the parties in cases in which last-minute settlements are proposed. Both a sufficient regard for the interests of the taxpayers and for the limited resources of the Court commend such a rule.



d0320

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 23, 2007

*Corbin R. Davis*

Clerk